

Atty Docket No.: 331202.00016



PATENT APPLICATION

*Law*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	:	Examiner: Helen F. Pratt
DAVID VENTURI	)	
	:	Group Art Unit: 1761
Application No.: 10/825,213	)	
	:	Confirmation No.: 7257
Filed: April 16, 2004	)	
	:	
For: INGESTIBLE COMPOSITION	)	Date: October 6, 2005
	:	

Mail Stop **Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

In compliance with the duty of disclosure under 37 C.F.R. §1.56 and in accordance with the practice under 37 C.F.R. §§1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Forms PTO/SB/08A and PTO/SB/08B.

Copies of the non-patent literature are being provided.

**FORMAL MATTERS**

In accordance with 37 C.F.R. § 1.97(b)(3), since a first Official Action on the merits of the subject application has not yet been issued, neither a certificate, petition nor payment of a fee is believed to be required for this Information Disclosure Statement. However, the Commissioner is hereby authorized to charge any fee which may be required in connection with this paper to Deposit Account No. 50-1710.

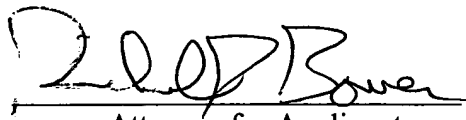


CONCLUSION

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Forms PTO/SB/08A and PTO/SB/08B be returned indicating that such information has been considered.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3500. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Attorney for Applicant  
Richard P. Bauer  
Registration No. 31,588

Patent Administrator  
KATTEN MUCHIN ZAVIS ROSENMAN  
525 West Monroe Street  
Suite 1600  
Chicago, Illinois 60661-3693  
Facsimile: (312) 902-1061



PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 4

**Complete if Known**

Application Number	10/825,213
Filing Date	April 16, 2004
First Named Inventor	VENTURI, David
Art Unit	n/a
Examiner Name	n/a
Attorney Docket Number	11916-2002

**U.S. PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US-4,251,550	02-17-1981	PROCTER	
		US- 3,950,547	04-13-1976	LAMAR ET AL.	
		US- 2003/0143287	07-31-2003	BELL	
		US- 4,900,566	02-13-1990	HOWARD	
		US- 5,688,547	11-18-1997	RITCHY ET AL.	
		US- 5,968,896	10-19-1999	BELL ET AL.	
		US- 2002/0150649	10-17-2002	BELL	
		US- 6,489,310	12-03-2002	BRASSART ET AL.	
		US- 5,589,468	12-31-1996	CHANGE ET AL.	
		US- 5,821,217	10-13-1998	FORSE ET AL.	
		US- 5,470,839	11-28-1995	LAUGHLIN ET AL.	
		US- RE36288	08-31-1999	LIN ET AL.	
	B2	US- 6,544,212	02-06-2003	GALLEY ET AL.	
	B2	US- 6,579,866	09-19-2002	MCCLEARY	
	A1	US- 2001/0014360	08-16-2001	PALUCH	
		US- 2001/022980	09-20-2001	BELL ET AL.	
		US- 2002/094359	07-18-2002	PROSISE ET AL.	
	A1	US- 2002/0132279	09-19-2002	HOCKERSMITH	
		US- 2002/142026	10-03-2002	DECOMBAZ ET AL.	
		US- 2002/147152	10-10-2002	BELL ET AL.	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				
	B1	EP 0333858	09-27-1989	OHTAATSUTANE		
	A1	WO80/02226	10-30-1990	PROCTOR		
	A3	WO02/11562	02-14-2002	BELL		
	A3	EP 0670117	09-06-2005	PETSCHOW ET AL.		
	B1	EP 0721742	07-17-1996	CHANG ET AL.		

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

**(Use as many sheets as necessary)**

Sheet	3	of	4
-------	---	----	---

**Complete if Known**

Application Number	10/825.213
--------------------	------------

<i>Filing Date</i>	April 16, 2004
--------------------	----------------

First Named Inventor	VENTURI, David
----------------------	----------------

Art Unit	n/a
----------	-----

Examiner Name	n/a
---------------	-----

Attorney Docket Number	11916-2002
------------------------	------------

## U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US-5,846,544	12-08-1998	AL-DAHIR	
		US- 5,902,797	05-11-1999	BELL ET AL.	
	B1	US- 6,534,487	03-18-2003	KAUFMAN	
		US- 6,051,236	04-18-2000	PORTMAN	
		US- 6,063,820	05-16-2000	CAVAZZA	
		US- 6,069,131	05-30-2000	MARSH	
		US- 6,126,943	10-03-2000	CHERUVANKY	
		US- 6,140,304	10-31-2000	SEARS	
	B1	US- 6,238,708	05-29-2001	HAYEK ET AL.	
	B1	US- 6,339,076	01-15-2002	KAUFMAN	
	B1	US- 6,468,962	10-22-2002	PORTMAN	
		US- 6,551,627	04-22-2003	YOON ET AL.	
		US- 6,488,955	12-03-2002	DECOMBAZ ET AL.	
		US- 6,468,987	10-22-2002	DEMICHELE ET AL.	
		US- 6,461,634	10-08-2002	MARSHALL	
		US- 6,365,176	04-02-2002	BELL ET AL.	
		US- 6,210,702	04-03-2001	SAMMAN	
		US- 6,207,638	03-27-2001	PORTMAN	
		US- 6,013,290	01-11-2000	WEINSTEIN ET AL.	
		US- 5,952,314	09-14-1999	DEMICHELE ET AL.	

## FOREIGN PATENT DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

4

of

4

**Complete if Known**

Application Number	10/825,213
Filing Date	April 16, 2004
First Named Inventor	VENTURI, David
Art Unit	n/a
Examiner Name	n/a
Attorney Docket Number	11916-2002

**U.S. PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US- 5,780,451	07-14-1998	DEMICHELE ET AL.	
		US- 5,776,887	07-07-1998	WIBERT ET AL.	
		US- 5,695,803	12-09-1997	SHARP ET AL.	
		US- 5,686,491	11-11-1997	SHERWOOD	
		US- 5,480,872	01-02-1996	COPE ET AL.	
		US- 5,444,054	08-22-1995	GARLEB ET AL.	
		US- 5,403,826	04-04-1995	COPE ET AL.	
		US- 5,308,832	05-03-1994	GARLEB ET AL.	
		US- 2001/002269	05-31-2001	ZHAO	
		US- 2001/021399	09-13-2001	LAZARUS	
		US- 2002/012733	01-31-2002	KESTER ET AL.	
		US- 2002/019334	02-14-2002	PORTMAN	
		US- 2002/122815	09-05-2002	PEROUTKA	
		US- 2002/192310	12-19-2002	BLAND ET AL.	
		US- RE37020	01-16-2001	LIN ET AL	
		US-			
		US-			
		US-			
		US-			
		US-			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.